

Docket No.: 30105/32001A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Carl W. Hastings, et al.

Application No.: 10/781,141

Confirmation No.: 3364

Filed: February 18, 2004

Art Unit: 1617

For: PERFORMANCE-ENHANCING DIETARY
SUPPLEMENT

Examiner: J. M. Kim

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is filed in response to the Official Action dated June 14, 2007, wherein a restriction requirement was imposed. This paper is timely-filed as it is accompanied by a petition for an extension of time to file in the first month and authorization to charge our deposit account no. 13-2855 to cover the requisite small entity extension fee of \$60.00.

Restriction Requirement

The official action requires election of a single claim group from the following three groups of claims:

Group I: claims 11-24, which are drawn to “a food supplement, comprising lipoic acid or a derivative thereof, and creatine or a derivative thereof, classified in class 424, subclass 757”;

Group II: claims 25 and 26, which are drawn to “a method for supplementing the diet of an athlete, comprising administering to the diet of the athlete a supplement